

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Inventor:	Tara Nylese	)	Group Art Unit: 1641
		)	
Serial No.:	10/530,464	)	Examiner: Jacqueline A. Diramo
		)	
Filed:	04/05/2005	)	

Title: PORTABLE DIAGNOSTIC DEVICE AND METHOD FOR DETERMINING  
TERMPORAL VARIATIONS IN CONCENTRATIONS

Board of Patent Appeals and Interferences  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF  
UNDER 37 CFR 41.37**

Sir:

Responsive to the Notice of Non-Compliant Appeal Brief mailed 5 May 2008, Appellant submits herewith a revised Appeal Brief, styled "APPELLANT'S REVISED SECOND APPEAL BRIEF FILED UNDER 37 CFR 41.37" which provides a complete statement of the status of all claims.

Respectfully submitted,

\_\_\_\_\_/Ferdinand M. Romano/\_\_\_\_\_

Ferdinand M. Romano  
Registration No. 32,752  
Beusse Wolter Sanks Mora & Maire, P.A.  
390 N. Orange Avenue, Suite 2500  
Orlando, FL 32801